PTO/SB/21 (08-03) Approved for use through 08/30/2003. OMB 0651-0031
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D a collection of information unless it displays a valid OMB control number. e Paperwork Reduction Act of 1995, no persons are required to respond to Application Number 10/609,446 TRANSMITTAL Filing Date 6/27/2003 **FORM** First Named Inventor Robert J. Schuller Art Unit 2841 (to be used for all correspondence after initial filing) **Examiner Name** Attorney Docket Number 006593-2015 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): Return Postcard; Copy of Citation Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) The Commissioner is hereby authorized to charge any additional fees required (including the fee for any extension of time), or to credit any overpayment, to Deposit Acct No.: 20-0809. Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Thompson Hine LLP 2000 Courthouse Plaza N.E., 10 West Second Street Individual name Dayton, Qhio 45402-1758 Signature Date CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Michael J. Nieberding, Registration No. 39,316 Date Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

### Application of:

Applicant

Robert J. Schuller et al.

Serial No.

10/609,446

Filed

June 27, 2003

Title

Docket No.

FOOD PRODUCT SCALE-BASED INCENTIVE PROGRAM 006593-2015

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56, the Examiner's attention is directed to the reference listed on the attached Information Disclosure Citation, a copy of which is enclosed.

It is to be understood that the present submission of art is in no way intended to be a waiver of any arguments or defenses available to the applicant under the rules of the U.S. Patent and Trademark Office and the statutes of the United States.

It is believed that this Information Disclosure Statement is being filed prior to the issuance of the first Official Action and, therefore, no fee is required. However, the Commissioner is authorized to charge any fees required by this paper, including the \$180.00 fee pursuant to 37 C.F.R. §1.17(p) if applicable, or to credit any overpayment to Deposit Account No. 20-0809.

Respectfully submitted:

Michael J. Nieberding Reg. No. 39,316

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# INFORMATION DISCLOSURE CITATION

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Docket: 006593-2015	Serial. No.: 10/609,446
Applicant: Robert J. Schuller et al.	
Filed: 6/27/2003	Group: 2841

## U.S. PATENT DOCUMENTS

Examiner	Document No.	Date	Name	Class	Sub
	Re. 34,915	4/25/1995	Nichtberger et al.		
	10.00				

FOREIGN PATENT DOCUMENT					Trans		
Examiner	Document No.	Date	Country	Class	Sub	Y	N
	7-17						

OTHER	DOCUMENTS (Including Author, Title, I	Date, Pertinent Pages, Etc.)
Examiner:	Date Considered:	

<sup>\*</sup> Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.